

#### **12.15.090 Solid waste management fees and services.**

(A) Fees shall be charged in support of the solid waste management program of the town. The fees shall be reasonable and just and reasonably related to support the following activities and services of the town:

- (1) Collection and disposal of garbage and refuse associated with qualified residential dwelling units, placed for collection at ground level, and not more than 15 feet distant from the side of the street from which collection is made.
- (2) Collection and disposal of garbage and refuse associated with qualified residential dwelling units, that have been identified as recyclable articles by the town of Highland and the department of public sanitation, placed for collection at ground level in the container provided by the town, and not more than 15 feet distant from the side of the street from which collection is made.
- (3) Collection and disposal of tree leaves, associated with qualified residential dwelling units, seasonally placed for collection at ground level, and not more than 15 feet distant from the side of the street from which collection is made.
- (4) Collection and disposal of articles of garbage and refuse associated with qualified residential dwelling units that have been identified as yard waste by the town of Highland and the department of public sanitation, placed for collection at ground level, properly contained and not more than 15 feet distant from the side of the street from which collection is made.
- (5) On-demand collection and disposal of branches or fallen tree limbs associated with qualified residential dwelling units, placed for collection at ground level and not more than 15 feet distant from the side of the street from which collection is made.

(B) The solid waste management fees, which shall be payable monthly and charged to qualified residential dwelling units shall be based upon the presumptive service volume according to the following:

- (1) Standard service volume will be provided to qualified residential dwelling units that are principally occupied by a person or persons who are not described in subsection (B)(2) of this section.
- (2) Reduced service volume will be provided to qualified residential dwelling units that are principally occupied by persons who are 65 years of age or older, and upon approved applications to the public works director. "Principally occupied by persons who are 65 years of

age or older” shall mean that at least 50 percent of the regular occupants in the dwelling are persons 65 years of age or older, or at least one occupant owner of a jointly owned dwelling is 65 years of age or older.

- (3) Reduced service volume may be provided to other users upon special application to the public works director or his designee, expressing the reasons for such service and establishing to the satisfaction of the public works director or his designee that reduced service volume is warranted.

(C) The solid waste management fees shall be payable monthly and shall be billed, whenever practicable to do so, with the utility bill associated with charges for water, wastewater, stormwater and other services. Solid waste management fees shall be deposited into the sanitary district special operating fund.

(D) Waiver of Fees. The solid waste management fees which shall be imposed under this chapter may be temporarily waived for a time certain pursuant to the following:

- (1) Person(s) desiring the waiver shall contact the billing authority and apply for such a waiver; and
- (2) Person(s) desiring the waiver shall have paid a fee for a temporary cessation of water service in the amount set forth in the schedule of fees set forth in Chapter [12.05](#) HMC.
- (3) The duration of the waiver will be concurrent with the duration of the cessation of water service. The waiver ceases or expires upon resumption of water service.

(E) Alternative Waiver (Refund) of Fees. For those persons for whom a temporary water service cessation is impracticable, owing to a water-based heating system, who would otherwise seek a waiver under the provisions of subsection (D) of this section, solid waste management fees may be refunded for a time certain, pursuant to the following:

- (1) Person(s) desiring the refund shall contact the billing authority and apply for such refund; and
- (2) Person(s) desiring the refund shall have paid a special cessation of solid waste management services fee in the amount set forth in the schedule of fees set forth in this chapter.

- (3) The refunds will be of those fees paid during the time period of the desired temporary cessation of service, owing to extended absences from the customer residence.
- (4) In order to determine the length of time for which a refund may be made, the following apply:
  - (a) No refund will be given for any month in which there is evidence of more than minimum water consumption; and
  - (b) No refund will be given without reasonable documentation of actual absence, which may include but not be limited to out-of-state utility bills, active bank accounts and the like.

(F) Limited Waiver of Fees for Certain Two-Family Dwellings. In the event that one unit of a two-unit dwelling, without a separate water meter and/or account status, becomes vacant, for a period of not less than four months, the property owner may request a waiver of the solid waste management fee charged for the unoccupied unit pursuant to the following:

- (1) Person(s) who desire this limited waiver shall contact the public works director, and apply for such a waiver, not sooner than the first day of the month following the date of the vacancy; and
- (2) The duration of the limited waiver of fees in this subsection shall be for four months. Persons may renew the waiver with the public works director.
- (3) Unless specifically renewed, the public works director will advise the billing authority that the solid waste management fee charges shall resume, in full, beginning on the first month following the waiver's lapse.
- (4) Person(s) shall notify the public works director in the event that the vacant unit becomes occupied before the fee waiver expires. The solid waste management fee shall be reinstated and charged beginning in the month that the unit becomes occupied.
- (5) In the event that the owner fails to notify the public works director prior to the reoccupation of the vacant unit, all waived solid waste management fees shall be reinstated, back to the first day of the waiver period. Application shall be on forms to be provided by the office of the clerk-treasurer and shall include name, address, account number, and the specific reason for the request.

### **Solid Waste Management Fees Schedule**

(G) The solid waste management and associated fees shall be charged according to the following schedule and shall remain in effect as indicated until such time as they may be modified or rescinded by passage and adoption of an ordinance, pursuant to the terms of IC [36-9-25](#) et seq.:

**Solid Waste Management Fees Schedule**  
**Monthly Solid Waste Management Fees**

- For the period beginning *April 1, 2017*:
  - (a) Qualified dwelling unit – 95-gallon refuse cart: \$19.93
  - (b) Qualified dwelling unit – 65-gallon refuse cart: \$18.93
- For the period beginning *April 1, 2018*:
  - (a) Qualified dwelling unit – 95-gallon refuse cart: \$20.71
  - (b) Qualified dwelling unit – 65-gallon refuse cart: \$19.71

**12.15.130 Procedures and fees for disposal of refuse.**

(A) Permitted Uses. The disposal of compactable refuse by residents of the town shall be permitted in accordance with this section.

(B) Prohibited Uses. It shall be an offense for commercial dumping or disposal of refuse by commercial vendors or any contractors. Further, nonresidents of the town are prohibited under penalty from disposing of refuse at the Highland public works facility.

(C) Permit and Fees.

- (1) Any person dumping refuse at the Highland public works facility shall first secure a “dumping permit” from the public works office. The permit shall identify the name, address, and phone number of the permittee; vehicle type and license number; description of the refuse to be disposed; and disposal fee. Dumping refuse without a valid permit is prohibited; said permit shall be presented to the dumpster attendant prior to dumping refuse, and the dumpster attendant shall verify that the permit is proper for the refuse being disposed.
- (3) Fees for the disposal of residential refuse by residents of the town of Highland served by the department of public sanitation shall be collected by the public works office according to the following schedule:
  - (a) Compactor Rate. Construction and demolition debris; extra trash (less than four feet in length):
    1. Pickup truck, van, or one-ton dump truck (full): \$10.00.
    2. Minimum fee (car load): \$5.00.

(b) Open Container Rate. Extra trash; construction and demolition debris (over four feet in length):

1. Pickup truck, van, or one-ton dump truck: \$20.00.

2. Furniture, appliances, mattresses, and the like (each piece): \$5.00.

(c) Tree Branch Disposal. No charge.

(d) Concrete, up to one cubic yard: \$5.00.

(D) Concrete. Disposal of concrete at the Highland public works facility is limited to no more than one cubic yard.

**12.15.150 Roll-off containers.**

(A) Private Roll-Off Containers. No person, firm, corporation, or organization shall place a roll-off container, POD, or closed container upon a public street or alley without first securing a permit from the town. Application shall be made to the town of Highland and the department of public sanitation on prescribed forms that shall include the name, location, size, type; dates and times container shall be placed upon the public way; name and address of the company supplying said container; and the description of the debris to be disposed. All containers placed upon a public street or alley shall be equipped with reflectors and flashing lights for the safety of the public.

(B) Any company that provides roll-off container service shall have on file with the town of Highland and the department of public sanitation, a form of surety in the amount not less than \$5,000, to cover any damages to pavement or public infrastructure that may be damaged while unloading, loading, or placing of roll-off containers.

(C) Permit fees for the placement of a roll-off container upon a public street may be collected by the office of the clerk-treasurer or the office of the public works director, according to the following schedule:

(1) Up to three days: \$25.00.

(2) Each additional day: \$10.00.